

# **PUBLIC WORKS CONTRACT ARBITRATION (PWCA) COMMITTEE MINUTES**

**October 9, 2012**

The meeting was called to order by co-chairperson Mark Leja, representing Department of Transportation. Other voting members present were Diane Miller and Charles Fletcher, John Messner representing the construction industry; Jim Peddy, representing the Department of Water Resources (DWR). Others present included; Stephen Cameron from CalTrans, Bruce Kaminski, from the DWR (via telephone) and Cindy Watts, Program Administrator, Office of Administrative Hearings (OAH).

## **1. MINUTES OF THE JUNE 19, 2012 MEETING**

The draft minutes of the June 19, 2012 meeting were adopted.

## **2. ADMINISTRATOR'S REPORT**

The Administrator reported on the status of the program.

### *Program Summary*

There are currently 48 active cases.

## **3. REVIEW OF ARBITRATOR APPLICATIONS**

Edward Lowozicki was approved to the arbitration panel. Shep Zebberman was not certified to the arbitration panel due to lack of experience.

## **4. PLANNING SESSION**

The idea of the Department of Transportation beta testing the new PWCA forms was discussed.

The subcommittee will meet in November to revisit list of lesser priority suggested changes to regulations. Jim Peddy will review the previous list and give an assessment of what regulations were not amended and indicate which might need to be worked on.

The committee asked the arbitrator administrator to create a "then and now" flowchart of the arbitrator selection process which the sub-committee will review before distributing it at the next committee meeting.

The arbitrator administrator will send the OAL Rulemaking Process flowchart to the committee.

Outreach to advertise for the recruitment of prospective new arbitrators to apply to the PWCA arbitrator panel was discussed.

The committee requested the status of the PWCA budget since the filing fee increase in July of 2012 at the next meeting.

The committee asked for a list of open cases at the next meeting.

## **5. SCHEDULING OF NEXT MEETING**

The next meeting was tentatively scheduled for February 19, 2013.